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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

JAMES SNOW, an individual.	)	Case No.: CV 08-1370 PVT
	)	
Plaintiff,	)	
v.	)	REQUEST TO CONTINUE JULY 1,
	)	2008 CASE MANAGEMENT
ERIN CAPITAL MANAGEMENT,	)	CONFERENCE
LLC, a limited liability company; and	)	
DOES 1 through 10 inclusive;	)	
	)	Time: 2:00 PM
Defendants.	)	Date: July 1, 2008
	)	Judge: Patricia V. Trumbull
	)	
	)	

Plaintiff, James Snow (“Plaintiff”), by and through his counsel of record hereby requests the Case Management Conference (“CMC”) scheduled for July 1, 2008 be continued until mid-September 2008 or later. Plaintiff’s request is made on the grounds that the Complaint has not yet been served on Defendant, Erin Capital Management LLC (“Defendant”).

The complaint was filed on March 11, 2008. The ADR SCHEDULING ORDER: Case Management Statement was issued immediately. The order set, among other things, the July 1, 2008 Case Management Conference. The Complaint has not been served. Pursuant to the

1 Fed. Rules of Civil Procedure, Rule 4(m), Plaintiff has 120 days to serve the Complaint, in  
2 this instance, until July 9, 2008.

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4 On June 25, 2008, additional counsel, Elizabeth J. Arleo, appeared on behalf of Plaintiff.  
5 Counsel separately requested she be allowed to appear telephonically at the CMC. If the  
6 Court grants Plaintiff's request to continue the CMC, the request for telephonic appearance  
7 would be moot.

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9 Because Defendant has not yet been served with the Complaint, Plaintiff respectfully  
10 requests the CMC be continued to mid-September 2008 or later to allow sufficient time for  
11 Plaintiff to serve Defendant, Defendant to appear and Answer, and for the parties to meet and  
12 confer pursuant to Fed. Rules of Civil Procedure, Rule 26.

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14 Respectfully submitted,

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16 Dated 6/26/2008

17 S/ Elizabeth J. Arleo  
18 Elizabeth J. Arleo, Attorney for Plaintiff  
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3 **UNITED STATES DISTRICT COURT**  
4 **NORTHERN DISTRICT OF CALIFORNIA**

5 JAMES SNOW, an individual. )Case No.: CV 08-1370 PVT  
6 )  
7 Plaintiff, )**PROPOSED ORDER RE:**  
8 v. )**PLAINTIFF'S REQUEST FOR**  
9 )**CONTINUANCE OF CASE**  
10 ERIN CAPITAL MANAGEMENT, )**MANAGEMENT CONFERENCE**  
11 LLC, a limited liability company; and )  
12 DOES 1 through 10 inclusive; )  
13 Defendants. )  
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16 The court hereby grants Plaintiff's request for continuance of the July 1, 2008 Initial  
17 Case Management Conference ("CMC"). The CMC is continued to \_\_\_\_\_, 2008.  
18 Other deadlines set by the March 11, 2008 Order Setting Initial Case Management  
19 Conference and ADR Deadlines [Docket #2] are continued accordingly.  
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21 Date: \_\_\_\_\_

22 \_\_\_\_\_  
23 UNITED STATES DISTRICT JUDGE  
24 Patricia V. Trumbull  
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